



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

December 19, 2021

BY ECF

The Honorable Alison J. Nathan
United States District Court
Southern District of New York
United States Courthouse
40 Foley Square
New York, New York 10007

Re: *United States v. Ghislaine Maxwell*, S2 20 Cr. 330 (AJN)

Dear Judge Nathan:

The Government respectfully submits this letter regarding the jury charge. The Government notes one point, which is not the result of an error but which is a significant ambiguity that the Government identified while reviewing the Court's revisions.

In Instruction No. 19, the second element reads that "the Defendant transported the individual with the intent that she would engage in sexual activity for which any person can be charged with a criminal offense under New York law, as alleged in the Indictment." It is ambiguous whether the "she" in this sentence refers to the Defendant or the individual. The Government proposes that the Court replace "she" with "the individual." *See* Instr. No. 21 ("The second element of Count Four which the Government must prove beyond a reasonable doubt is

that Ms. Maxwell knowingly transported Jane in interstate commerce with the intent that Jane engage in sexual activity for which any person can be charged with a criminal offense in violation of New York law.”).

Respectfully submitted,

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